

**RECEIVED
CENTRAL FAX CENTER**

SEP 27 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): P. Bonutti

Attorney Docket No: 780-A03-021-5

Application No.: 10/755,996

Confirmation No.: 1472

Filed: January 13, 2004

Group Art Unit: 3731

For: JOINT SPACER

Examiner: D. Reip

**INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. § 1.56**Commissioner for Patents
Alexandria, VA 22313

Sir:

In accordance with the duty of disclosure provisions of C.F.R. § 1.56, there is hereby provided certain information, which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

A revised Form PTO/SB/08 listing all patents, publications, applications, or other information submitted for consideration is enclosed. Copies of the listed U.S. Patents and Published U.S. Patent Applications, are not being submitted pursuant to the USPTO's waiver of the requirement of 37 C.F.R. § 1.98(a)(2)(i).

No admission is made that the information cited in this Statement is, or is considered to be prior art, material to patentability nor a representation that a search has been made.

The \$180.00 fee set forth in 37 C.F.R. §1.17 (p) in accordance with 37 C.F.R. §1.97 (c). The required fee is being paid via Credit Card. The commissioner is authorized to charge any additional fee required or credit any overpayment for this Information Disclosure Statement to Deposit Account No. 503410 (Attorney Docket No. 780-A03-021-5).

09/27/2005 TL0111 00000052 10755996

01 FC:1886

180.00 OP

Respectfully submitted,

Dated: 27 Sept 2005

Paul D. Bianco (Reg. No. 43,500)

Attorney for Applicant

Fleit, Kain, Gibbons, Gutman, Bongini & Bianco P.L.

21355 East Dixie Highway

Suite 115

Miami, Florida 33180

305-830-2600 (telephone)

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (use as many sheets as necessary)				Complete If Known	
				Application Number	10/755,996
				Filing Date	January 13, 2004
				First Named Inventor	P. Bonutti
				Group Art Unit	1472
				Examiner Name	D. Reip
				Attorney Docket Number	780-A03-021-5
Sheet	1	of	1		

U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	U.S. Patent Document Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	5,571,191		Fitz	11-05-96	
	AB	6,045,579		Henderson et al.	04-04-00	

FOREIGN PATENT DOCUMENTS								
Examiner Initials	Cite No. ¹	Office ³	Foreign Patent Document Number ⁴	Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶

OTHER REFERENCES - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

Examiner	Date Considered
----------	-----------------